

## Message Text

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PAGE 01 STATE 124341

46

ORIGIN EB-11

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DRAFTED BY EB/OT/STA:TEDEAL:CLJ

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EB, EUR, STR, TREAS (ONLY)

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P R 121458Z JUN 74

FM SECSTATE WASHDC

TO AMEMBASSY WARSAW PRIORITY

INFO USMISSION GENEVA

AMEMBASSY VIENNA

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E.O. 11652: ADS, DECLAS 6/13/74

TAGS: ETRD, PL

SUBJECT: ANTIDUMPING PROCEEDINGS--ELECTRIC GOLF CARS FROM  
POLAND

1. TREASURY WILL PUBLISH IN FEDERAL REGISTER OF JUNE 14,  
1974 NOTICE OF ANTIDUMPING PROCEEDINGS CONCERNING ELECTRIC  
GOLF CARS IMPORTED FROM POLAND.

2. PUBLICATION OF PROCEEDINGS NOTICE INITIATES THE FORMAL  
INVESTIGATIVE STAGE OF AN ANTIDUMPING INVESTIGATION. ANTI-  
DUMPING ACT OF 1921 ESTABLISHES TWO REQUIREMENTS FOR FIND-  
ING OF DUMPING: (A) THE TREASURY MUST DETERMINE THAT SALES  
AT LESS THAN FAIR VALUE HAVE OCCURRED; AND (B) THE U.S.  
TARIFF COMMISSION MUST FIND INJURY OR LIKELIHOOD OF INJURY  
TO A DOMESTIC INDUSTRY. UNDER CURRENT REGULATIONS, TREAS-  
URY HAS SIX MONTHS (NINE MONTHS IN MORE COMPLICATED CASES)  
TO COMPLETE THE FAIR VALUE INVESTIGATION. TARIFF COMMIS-  
SION HAS AN ADDITIONAL THREE MONTHS TO MAKE ITS INJURY  
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PAGE 02 STATE 124341

DETERMINATION.

3. WITH RESPECT TO THE DETERMINATION OF FAIR VALUE IN CASE OF MERCHANDISE IMPORTED FROM POLAND OR ANY OTHER CONTROLLED-MARKET ECONOMY, FAIR VALUE IS NORMALLY ESTABLISHED BY COMPARING THE PRICE OF MERCHANDISE PRODUCED IN THE HOME MARKET OF A "NON-CONTROLLED" ECONOMY WITH THE PRICE CHARGED FOR SUCH OR SIMILAR MERCHANDISE EXPORTED TO THE U.S. BY THE

CONTROLLED-ECONOMY COUNTRY. BOTH PRICES ARE ADJUSTED TO PROVIDE FOR EX-FACTORY COMPARISONS, (I.E. DEDUCTIONS FOR DUTIES, SHIPPING COSTS, SELLING EXPENSES, ETC.). THE NON-CONTROLLED ECONOMY CHOSEN FOR COMPARISON IS SELECTED ON THE BASIS OF SIMILARITY OF BOTH PRODUCTS AND MARKETS.

4. U.S. IMPORTS OF GOLF CARS FROM POLAND DURING 1973 WERE VALUED AT APPROXIMATELY 2.4 MILLION DOLLARS.

5. POLISH EMBASSY WILL BE INFORMED JUNE 12. PRESS RELEASE WILL BE ISSUED JUNE 13. ABOVE FOR EMBASSY USE IN RESPONDING TO INQUIRIES ON/AFTER JUNE 13. SISCO

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NNN

## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** IMPORTS, ANTIDUMPING LAW (TRADE), ANTIDUMPING DUTIES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 12 JUN 1974  
**Decaption Date:** 01 JAN 1960  
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**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** golinofr  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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**Disposition History:** n/a  
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